12-22-00

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PATENT

jc978 U.S. PTO
12/20/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL

jc945 U.S. PTO
09/745108
12/20/00

Attorney Docket No.: P-8640.01

Express Mail No.: ELO84632534US
First Named Inventor or Application Identifier: William J. Bertrand
Title: **TOOL FOR ADJUSTING AN IMPLANTABLE ADJUSTABLE FLUID FLOW CONTROL VALVE**

CERTIFICATE UNDER 37 CFR SECTION 1 10. I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service, in an envelope address "EXPRESS ELO846325343US" addressed to Box Patent Application, Commissioner of Patents and Trademarks, Washington, D C 20231, on this December 20, 2000

Stacy L Lachowitzer
Printed Name

Stacy L Lachowitzer
Signature

BOX PATENT APPLICATION
Director of Patents and Trademarks
Washington, D.C. 20231

Sir:

We are transmitting the following:

X **Patent Application Transmittal**
X **Specification**
Total Pages: 26 (cover/title page 1 sheet; specification 18 sheets; claims 6 sheets; abstract 1 sheet)
X **Drawings**
Total Sheets: 6 (_ formal; X informal)
X **Combined Declaration and Power of Attorney:**
_ Newly executed **(Unsigned)**
X Copy from prior application
_ Deletion of inventor(s) -- signed statement attached deleting inventor(s) named in the prior application (37 CFR 1.63(d)(2) and 1.33(b)
X Incorporation by reference -- *The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied above is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.*
X **Accompanying application parts:**
X Notification of filing a x Continuation _ Divisional _ Continuation-in-Part
_ Assignment of the invention to Medtronic, Inc.
_ Assignment cover sheet
_ Information Disclosure Statement
_ PTO Form 1449
_ Copies of IDS citations
_ Preliminary Amendment
X A copy of the Petition or Condition Petition for Extension of Time in the prior application
X Return postcard

IF A CONTINUING APPLICATION:

X Continuation _ Divisional _ Continuation-in-Part
of prior application no. 09/270,540 .

X Amend the specification by inserting before the first line the sentence: This application is a
x Continuation _ Divisional _ Continuation-in-Part of application number 09/270,540 filed 3/17/99

X Cancel in this application original claims 4-9 of the prior application before calculating the filing fee. (At least one of the original independent claims must be retained for filing purposes.)

X The prior application is assigned of record to Medtronic, Inc.

X The Power of Attorney in the prior application is to: Curtis D. Kinghorn.

_ This application claims the benefit of U.S. Provisional Application(s) Serial No. _filed _____.

X Address all future correspondence to:

Curtis D. Kinghorn
Reg. No. 33,926
Medtronic, Inc.
710 Medtronic Parkway NE
Minneapolis, MN 55432
Telephone: (763) 505-0422

FEE CALCULATION

	No. Of Claims Filed	Claims Included in Base Fee	No. Of Extra Claims	Rate	Fee
Total Claims	3	20	0	x $ 18	0
Independent Claims	3	3	0	x $80	0
Multiple Dependent Claim(s)				+ $ 260	
Basic Filing Fee			0		$710.00
				TOTAL	**$710.00**

X Charge Deposit Account No. 13-2546 the sum of $710.00 (Filing Fee) for a total of **$710.00**

X The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 13-2546. A duplicate of this transmittal is enclosed.

Dec. 20, 2000
Date

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09745108 122000

Attorney's Docket No. P-8640.01

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William J. Bertrand

Serial No.: 09/270,540 Group No.: 3762

Filed: March 17, 1999 Examiner: J. Thissell

For: **Tool for Adjusting an Implantable Adjustable Fluid Flow Control Valve**

Assistant Commissioner for Patents
Washington, D.C. 20231

NOTIFICATION OF FILING OF CONTINUING, DIVISIONAL OR CONTINUED PROSECUTION APPLICATION

Notification is hereby being made of the filing of a:

- ☒ continuation
- ☐ continuation-in-part
- ☐ divisional
- ☐ continued prosecution

application for this case

- ☒ concurrently herewith.
- ☐ on _____

Date

12/20/00

SIGNATURE OF ATTORNEY
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CERTIFICATION UNDER 37 CFR I.8(a) and 1.10
(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

37 CFR 1.8(a)
☐ with sufficient postage as first class mail

37 CFR 1.10
☒ as "Express Mail Post Office to Address Mailing Label No. ELO84632534US

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 12/20/00

Stacy L Lachowitzer
Signature

Stacy L. Lachowitzer
(type or print person certifying)

Doc Code: AP.PRE.REQ